GOVERNMENT OF INDIA
COMMERCE AND INDUSTRY
LOK SABHA

UNSTARRED QUESTION NO:6680
ANSWERED ON:10.05.2005
PATENT LAW ISSUES
Tripathy Shri Braja Kishore

Will the Minister of COMMERCE AND INDUSTRY be pleased to state:

(a) whether the Government has set up a technical expert group to look into certain patents law issues;

(b) if so, the details in this regard;

(c) the names of the specific areas referred to expert group; and

(d) by when the expert group will give its report to the Government?

Answer

MINISTER OF STATE IN THE MINISTRY OF COMMERCE AND INDUSTRY(SHRI E. V. K. S. ELANGOVAN)

(a) to (d): A Technical Expert Group on certain specific Patents law issues has been set up comprising:

(i) Dr. R. A. Mashelkar, Director General, Council of Scientific and Industrial Research -Chairman

(ii) Prof. Goverdhan Mehta, Director, Indian Institute of Science, Bangalore - Member

(iii) Professor Asis Datta, Director, National Institute for Plant Genome Research, New Delhi - Member

(iv) Professor Madhav Menon, Director, National Judicial Academy, Bhopal - Member

(v) Professor Moolchand Sharma, Director, National Law Institute University, Bhopal - Member

The terms of reference of the Group are as under:

(i) whether it would be TRIPs (Agreement on Trade Related Aspects of Intellectual Property Rights) compatible to limit the grant of patent for pharmaceutical substance to new chemical entity or to new medical entity involving one or more inventive step; and

(ii) whether it would be TRIPs compatible to exclude micro-organisms from patenting.
The Group held its first meeting on 29th April, 2005. The report of the Group is awaited.